ABLE TO WORK BUT RETIRED.

Lexow Committee Looks Into the Cases of Several Ex-Policemen.

ONE CAN RIDE A BIGYCLE.

Ex-Ward Man Campbell Tells How He Dealt in Horses While on the Force.

She is the Young Woman Who Was

Retired Because He Wanted To. His pension was \$1,000 a year. He said he was in good health, and had simply taken advantage of his right to

> Shafer took occasion to offer a lefthanded apology for a remark he made yesterday regarding Col. Fellows's leaving "boys" in charge of the case while be went to dinner.

Mr. McIntyre resented the remark, and said that Mr. Shafer might be sorry before the trial was finished for calling himself and Mr. Lindsay "boys." This morning Mr. Shafer said that his remarks must have been misunderstood, for he certainly meant no reflec-tion upon the District-Attorney or any

Fruit to the Captain in Return

for Privileges.

The trial of ex-Police Capt. John T.

Stephenson began in earnest this morn-

ing, the full jury having been secured

after a long day of examining talesman.

one in his office. Thus peace was restored temporarily. In his opening, Col Fellows revived the charges against Stephenson, in which he said the ex-Captain had re-ceived a barrel of apples from fruitdealer Edwards as a bribe to allow him to obstruct the sidewalks.

Mr. Shafer interrupted Col. Fellows in his reference to the alleged bribery with a barrel of apples in March, 1891, but was

After the apple episode, Col. Fellows said Stephenson, through a patrolman demanded several boxes of oranges. which Edwards didn't have. Then followed a series of petty persecutions, in-cluding several demands for \$50 by Steciuding several demands for 50 by Stephenson, according to Col. Fellows.
Mr. Lindsay offered in evidence the
printed city ordinances, referring to the
obstruction of sidewalks, and a printed
copy of the police rules and regulations.
Mr. Shafer began his obstructing tactics immediately, on the ground that
neither were property certified. Mr. Lindsay withdrew the ordinances to send for
Clerk Blake, of the Board of Aldermen,
and after considerable argument Mr.
Shafer withdrew his objection to the police rules.

Shafer withdrew his objective to be ities rules.

William Delamater, First Deputy Clerk in the Police Department, was called as the first witness to show Stephenson's police career and record. He swore to Stephenson's appointment as a policeman May 2, 1877, and his having been sworn in three days later. The irrepressible Shafer demanded:

"Did you hear the oath administered?"

"No."

"No."
Then I object."



The said he dign't resigned because I part of disapproval.

Tired of Patrol Duty.

He said he dign't resign simply to get his pension of \$200 but because he had become tired of patrol duty. It was using him up, he said, and he had come tired of patrol duty at Grand street.

He did patrol duty at Grand street, he did patrol duty at Grand street.

He did patrol duty at Grand street his pension of \$200 but because he had become tired of patrol duty. It was using him up, he said and he had come tired of conclusion that a pollceman's lot was not a happy one.

He did patrol duty at Grand street kelly different confracting rheumatism.

T resigned because I got tired of the business. and as I am alone, I can like the lived at 127 Pacific the surface of the Broadway squad, and he resoft the slewards said, he was obliged to not business. The business at 187 Duane street.

James Fouisr, who had been a member of the Broadway squad, and he resoft the slewards said, he was obliged to not be served, the Court, after Mr. Delamater had sworn to the signatures of Stephenson son and the then Chief Clerk, Hawley, and Mr. Shafer walked to the rear of the court-room, muttering something like: "Eyery form disregarded, what is the use?"

Mr. Shafer walked to the rear of the use?"

Mr. Shafer walked to the offering of the use?"

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to the conclusion that a polleeman's lot was not a happy one. at Graud street as a spectator of the proceedings this commence inclusive. One of the proceedings this commence inclusive. One of the proceedings the commence inclusive. One of the proceedings the commence includes the comme

SHAFER'S KICKS

Plenty of Objections in the Stephenson Trial.

REPROVED BY THE COURT. \$,1000 TO CATCH MRS. OAKES.

He Wants Peaches and Not Assemblyman Kneeland's Nice Apples to Be Used as the Little Outing in the Catskilla Basis of Charges.

FRUIT DEALER EDWARDS'S STORY. MRS. OAKES WEEPS IN COURT.

He Tells in Detail How He Sent She Could Not Stand the Evidence Brought Out on Cross-Examination.

> ridors adjacent to the Circuit Court room in the Court-House, Brooklyn, this norning were filled with a mass of humanity eager to hear the sensationa developments of the Oakes divorce case. This is the fifth day of the proceedings in the suit of Millionaire Francis J. Oakes, the Stone street chemical manufacturer, for absolute divorce from his wife, Lucila.

The interested parties in the suit were in their seats early. Mrs. Cakes came in, as usual, with Miss Durnagele and

wanted Mrs. Oakes and Miss Durnagele to board with in the Catskills last Sum mer, was on the stand when the day's

terday was to the effect that Mr. Oakes had offered Lihou \$1,000 to catch Mrs. Oakes and Mr. Heymann in a compro-mising position. He admitted that he mising position. He admitted that he secured a letter of introduction to Miss Durnagele from Mr. Kneeland, through a trick. He said he had a grudge against Kneeland, and wanted to get square with him. He consulted Kneeland relative to a "fake" law suit, and regained his regard.

As Lihou too the stand for cross-examination Mrs. Oakes seemed to lose her satisfied air and began to weep quietly. Mr. Patterson, in opening his cross-examination of Lihou went into the details of the scheme to get Mrs. Oakes and Mr. Heymann to the Catskills.

Q. Did yes not say that Mr. Kneeland had an

and Mr. Heymann to the Catakills.

Q Did you not say that Mr. Kneeland had an abnormal passion for women? A No, sir.

Q Did you not say that Mr. Kneeland wagted to get possession of your daughter and you would not let him? A. No, sir! I understood he wanted my daughter as a companion for Mrs. Oakes.

Q Did you not keep a hotel at Rockaway Beach at one time? A Yes, sir.

Q Did Mr. Kneeland ever bring women to your house? A, No, sir.

Q Did you ever say, "I know well the character of Kneeland, for we often rattled around together?" A. No, sir. You should be assisted to gather as a question.

"We will see where the shame lies be-

ictions, representing them to be correct copies?
A Yes, sir.
Q. Then you lied to Lewis, didn't you? A. Yes.
I lied.
G. Why did you alter the letters you received from Kneeland? A. Because I did not propose to put Mr. Lewis in possession of any facis that ne could give to Mr. Oakes until I could give him the report and get the \$1,000.
A. You lied to Lewis all along, did you not?

A. Yes.
Q. Did not Heymann introduce Miss Dursagele to you as "charming pretty May?" A. No.
Kneeland's letter of introduction to Heymann in connection with going to the Catskills, as offered in evidence, is as follows: STATE OF NEW YORK ASSEMBLY CHAMBER

THE LAST SURVIVORS.



"Brace up, Brock, old boy! You and I've travelled a long ways together, and the end can't be far off." "Right you are, Gov.; these are the times when fellows like us must hang together.

the details of Mrs. Oakes's release from the Connecticut Insane Asylum on habeas corpus by Justice Gaynor.

Q. How did you register Mrs. Oakes at the Wellington Hotel? A As Mrs. Whiting, to save her from being annoyed by people who had read about the case in the newspapers.

Q. What business did you have with Mrs. Oakes that called you to viat her at Rocksway? A. Legal business.

Q. Dou you remember the twenty-seventh day of august? A. 160.

Q. Oake you arrive there at Rocksway? A. Legal business.

Q. Dou you arrive there is the Graham business on that date? A. I. did.

Q. What did you arrive there? A. At 7.30.

Q. What did you arrive there? A. At 7.30.

Q. What did you go there for? A. To give her a cheak for his to pay her board, and that of Miss Durnagie.

It was shown that Heymann received the ailmony from Oakes.

Q. After the delivery of the check to Mrs. Oakes, what time do you leave the hotel? A. I left at 8.30 cooks, and did not return again that alght. The story that I remained at the hotel after 8.50 clock is absolutely false.

I'm wid ye."

the Trophy the Sole Obstacle. COUNTY CLERK TO MOVE.

Aldermen Say He Can Occupy Old

The Board of Aldermen to-day author ized the County Clerk to take possession of the old General Sessions Building for

An application from the Fort Lee Ferry Company for permission to establish two new landings on the Jersey side, was referred to the Corporation Counsel.

CRIMINAL COURT CONFUSION.

Judge Moore III and the Jail Is that, in his opinion, the only chance for a match was for the Royal Yacht Squad-Overcrowded.

A. Moore, who is in the Clarendon Hotel suffering from rheumatic gout, the business of the District-Attorney's office in Brooklyn is in a state of stagnation. Judge Moore was taken ill two weeks ago, before the Grand Jury was sworn in, and since that time cases have been accumulating in the District-Attorney's office. These cases are lying in great stacks upon the desks in Mr. Ridgway's office, and nobely can tell when relief will come, as Judge Moore's condition is serious. The most serious aspect of this state of affairs is the prospect that the jall may become overcrowded.

Supreme Court Justice Culien was appeared to by Mr. Ridgway to hold a Court of Oyer and Terminer, but this plan failed, as all the Justices in the Second Judiclary District are overrun with civil cases that must be tried at once.

ACCUSED A PARALYTIC.

Strange Divorce Suit Involving Two Trained Nurses.

Testimony was taken before Judge Van Wyck, in City Court, Brooklyn, Van Wyck, in City Court, Brooklyn, this morning, in a suit for absolute divorce brought by Lucy P. Herbert against Maxwell Herbert, a painter, of 728 Gates avenue. Mrs. Herbert is only eighteen years old. She brought the suit through her father as guardian. The couple were married Nov. 16, 1883. They quarrelled soon afterward, and a separation followed. Herbert was stricken with paralyze, and two trained nurses were emplyed to take care of him. Mrs. Herbert now names them as co-respondents. Both women were in court to-day and denied the charges. The case is still on.

Another Setback for the Cable. An application was made to Justice Patterson to-day by counsel for E. L. Dyer and James A

Trowbridge, property owners in Thirty-fourti

CHANCES FOR A RACE. Mr. Kersey Informs Dunraven of

He Centerred with the Cup Committee After Their Session.

a Possible Compromise.

The Obnoxious Terms of Holding

Mr. Maitland Kersey, who is Lord Dunraven's representative in this country, would not admit this morning that he did not believe that there would be no race for the America's Cup next

It is understood that after the Cup Committee had finished its session yeserday, Mr. Kersey was given an audience, and the explanatory letter that ship New York to-morrow, was read to tory by Gov. Flower,

By the illness of County Judge Henry demanded by the Cup Committee a dec-A. Moore, who is in the Clarendon Hotel laration to the effect that the cup, if suffering from rheumatic gout, the busi-won by Valkyrie, could be challenged for by any other foreign power under the exact conditions under which it was wen.
Of course, the New York Yacht Club-

men will not admit that Valkyrie can win the cup. Nevertheless, they deem it wise to have the matter of the conditions perfectly well understood.

Mr. Kersey said that it was impossi-

ble for the Royal Yacht Squadron to

ble for the Royal Yacht Squadron to get together for a meeting until too late for a race next year. He supposed that the only way out of the dilemna was for Lord Dunraven to call the Commodore and the Vise-Commodore of the Royal Yacht Squadron together and induce them to shoulder the burden of responsibility.

Mr. Kersey's suggestion seems perfectly fair to both sides, and it is difficult to conceive how the Royal Yacht Squadron could raise any objection to the appending of such a condition.

The New York Yacht Club has already made many concessions, and they do not want to so smother the deed of gift with conditions and mutual agreements, that it will be lost sight of.

A new ard fairer deed of gift, of course, would settle everything, but this is an impossibility, inasmuch as the five donors of the cup are dead. The deed of gift of 1887, therefore, must stand, the New York Club having no other alternative.

A prominent member of the New York

New York Club having no other alternative.

A prominent member of the New York Yactt Club, who was formerly a member of the America's Cup Committee, and whose judgment and information are equal to that of any yachtsman in the country, said this morning:

"While the Cup Committee has granted concessions that I would hardly have made, nevertheless they stand eminently fair in the position they have taken in their cable to Lord Dunraven. If he had won the cup, or if he does win it, the question would have come up as to how the receipt for the cup should be signed by the club challenging.

street, for an injunction to restrain the Thirty fourth Sirvest Railway Company, the Metropolitan Traction Company and John B. Crimmina from building and operating a street railway in Thirty-fourth street between Sixth and Leaington avenues, on the ground of failure to get the necessary isgal consents.

No Unite for Shocham's Trini.

No time has yet been set for the trial of Police Commissioner John G. Sheeham It is said that District afterney Pelicura will personally attend to the matter. Mr. Sheeham's counsel say that they will make every after to have the case tried at soon as possible.

Benjamin G. Arnold Dend.

The death of Senjamin G. Arnold, as Freedest of the Color Jackson, was announced this morning.

The death of Senjamin G. Arnold as Freedest of the Color Jackson, was announced this morning.

The death of Senjamin G. Arnold as Freedest of the Color Jackson, was announced this morning.

mittee insists upon is simply the last paragraph of the new deed of gift, which reads as follows:

"And the said party of the second part (the challenger) hereby accepts the said cup, subject to the said trust, terms and conditions, and hereby covenants and agrees to and with the said party of the first part (New York Yacht Club) that it will faithfully and fully see that the foregoing conditions are faithfully observed and compiled with by any contestant for the said cup during the holding thereof by it."

Commodore Smith would not express an opinion as to the possibility of a race. He said he thought that the Cup Committee had acted in a very fair and sportsmanlike manner, and that they could not be blamed if no race was arranged.

Ex-Commodore Latham A. Fish said it was his experience that whenever the Englishmen had a yacht with which they thought they could win a race, they sent her over regardless of "deeds of gift."

FLOWER TRIES TO NAIL IT.

Eleventh-Hour Reappointment of

of Cayuga, have been reappointed gengoes to Lord Dunraven, via the steam. eral managers of the Eimira Reforma-

Gov. Flower this morning issued a

Mr. Kersey, therefore, perfectly understood what position the Cup Cammittee had taken and the cable from the Committee to Lord Dunraven was followed by one from Kersey also addrssed to the Earl.

In this cable Mr. Kersey suggested that, in his opinion, the only chance for a match was for the Royal Yacht Squadron to the greet that the cup, if won by Valkyrie, could be challenged won by Valkyrie, could be challenged.

In this capital mr. Kersey suggested that the cup, if won by Valkyrie, could be challenged.

In this capital mr. Kersey suggested that the cup, if won by Valkyrie, could be challenged.

defuse theresto, and they having field their answer, denging said charges, and the matter have ing sea therestire duly referred to the Commissioners appointed to take estimony, and the Commissioners appointed to take estimony and the Columbia.

COLUMBIA, S. C., Dec. II.—B. R. Tillman was elected United States Senator to-day at noon, receiving Ill out of 155 votes cast. M. C. Butler received 21 votes, three negro members of the House voted—two for George Murray and one for W. D. Crum. The vote stood in the Senate, 29 for Tillman, 5 for Butler. In the House, 102 for Tillman, 5 for Butler. In the House, 102 for Tillman, 5 for Butler. In the House, 102 for Tillman, 5 for Butler. In the House, 102 for Tillman, 5 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House, 102 for Tillman, 15 for Butler. In the House 102 for Tillman, 15 for Bu

Chicago Admits that He Is Wanted Here.

The Prisoner Arrested

THINK HE IS THE ROBBER

President Crane, of the Shee and Leather Bank. Will Send On To-Night

POLICE HERE ON THE ARREST.

Positive Identification Can Be Made Before To-Merrow Night, However.

CHICAGO, Dec. 11.—The New 1 suspect admitted shortly before 1 to-day that he is Samuel C. Seely, absconding bookkeeper of the Nat Shoe and Leather Bank. He dec to talk of his case, but said he ready to go back to New York,

hour in the aweat box with Shea, the suspect broke down a ted that he was the abscordi keeper of the Shoe and Leathe

his identity is a slight maiformatic the eige of the right ear and a largrowth or 'bump' on the lobe of same ear. I have effered to sand to part of the country for any one could identity him as Dale, but prisoner declares he has no friends knows of no one sufficiently acqual to identify him. That alone is coning proof that we have the right: We expect New York officers her morrow."

ROSENTHAL CALLED.

Committee resumed its investigation of the Police Department this morning in while I was there." the witness said, "and I used to take the checks from

MISS HANNAH ROSENTHAL.

Only two weeks now remain for the the bank to the Treasurer of the Police Committee to complete its work for the Board. The Department paid me, but year, as Chairman Lexow says there will month." be no hearings during the holidays, and Able to Ride a Bicycle. vast amount of testimony must be taken during this brief interval if all the witnesses who have been summoned already, or who are expected to be called, are given an opportunity to be heard.

The reason for his retirement was incapacity. He was subject to inflammatory rheumatism, and was retired on a person of \$500 a year, as he was a patrolman.

day he busted himself with a big batch of Committee adjourned last Thursday. der of the month and for the coming year," he said to an "Evening World"

are given an opportunity to be heard.

definite has yet been decided upon. Executive Session to Be Called. "Some time during the coming week Yes air.

Q. You attend to your business every day? A. Yes air.

Q. Sundays included? A. Ob. no. Never on we expect to hold an executive session then determine what course shall be

the powers of the Committee.

reporter, "all I can say is that nothing

hardly think, however, that after the first of the year we will have any time to devote hearings in New York, as our duties at Albany will compel us to remain there most of the time." Chairman Lexow added that so far as going up higher" was concerned, it

would not be difficult to secure promi-nent officials as witnesses at any time, but why this was not done he declined

Mrs. Sailade a Spectator.

Mrs. Mary Sallade, who has made herself famous by waging war against disorderly resorts in the Tenderloin, particularly in West Twenty-fourth street, was a spectator of the proceedings this morning. Several women were in the witnesses' inclosure. One of them was Mary Hermann, a sister of Mrs. Matilda Hermann, and who the latter testified succeeded to the business in West Third street after she had been driven out by police persecution. Another was said to be Annie Miller, the keeper of a discreputable house in West Thirty-first street.

reputable house in west Inicy-first street.

Major Kipp, Chief Clerk of the Police Board: ex-Police Capt. Clinchy, and Farmer E. B. Dunn, of the Weather Bureau, were in the court-room. It was 11.30 when Senator O'Connor called the Committee to order in the temporary absence of Chairman Lexow, Benator's Bradley, Pound and Robertson being the other members present. Mr. Goff was absent, but Mr. Jerome was on hand to assist Mr. Moss, who announced that he had prepared to present some dvidence on the subject of police pensions.

source of this income, and Mr. Moss gave the list which included the income of the Police Life Insurance Association, fines imposed on members of the force, rewards received, property sold, engineers' licenses, 25 per cent. of the excise licenses, permits to carry pistols, permits for masked balis, besides which each member of the force was assessed. Many changes were made in the law from year to year, and the sources of income were enlarged at the same time.

Last year 165 officers were retired and thirty-nine officers were stricken from the roll. According to the last report there were To retired officers on the list, 387 widows and 47 orphans, making a total of 1,194 pensioners.

Mr. Moss said that there were now 500 men on the force entitled to pensions and were ready to retire, and that many of these were only waiting until after Jan. I to make their applications, when the new Salary isw goes into effect.

Senator O'Connor asked if anything could be done with regard to those who had already received their pensions, and Mr. Moss replied that there could not, so far as he knew. What he proposed to da was simply to show the workings of the law as it now existed. Many of the retired men, he said, were still able to serve, and he would be glad to see them on the force.

Ex-Sergt. Charles N. Combes was called as the first witness.

He said be lived at 778 Bathgate avenue, and was now employed as special officer at the National Shoe and Leather Hank, He had been there since March 1 last.

last.

He was retired from the force in November, 1893, and had been in charge of the Jefferson Market Police squad for seven years previous. He was retired on his own application after a service of

retire.

Mr. Moss asked him what his salary was
in the bank, but he said he preferred
not to tell and the Committee said he
needn't. Wrengfully Arrested by

Policeman Gill.

Policeman Gill.

After a precess of five days the Senate

The manufacture of the National Park Bank. Precess of five days the Senate

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Q. Do you ride a bicycle? A. I do.
Mr. Moss said that as both of his associates rode the wheel he would not criticise the witness.
"A good many older men than I ride the wheel," said Mr. Schultz.
Peter Kelly 'estified that he was retired two years ago, after nearly twenty-three years service, on a pension of \$600, and he was now keeping a saloon at 240 Cansi street.

BROKE FAITH ARE FREQUENT. AS A MASON.

The Irrepressible Lawyer Finds Millionaire Oakes Accused by His Amateur Detective, Lihou.

Despite the inclement weather, the co

her counsel, Jerry Wernberg. Peter Lihou, of 36 West Sixty-fifth treet. New York, the man Mr. Kneeland

session ended last evening.

The feature of Lihou's testimony yes

"We will see where the shame lies before we get through with you," replied Mr. Patterson.
Lihou said he entered into the employ of Mr. Oakes as a detective, through negotiations with Lawyer W. S. Lewis, of the Potter Building, New York. He said he remained in the employ of Oakes for ten days and found he was in a wrong case.

O. Did you not furnish Mr. Lewis with certain of the County Clerk to take possession of the old General Sessions Building for his office.

The Park Commissioners asked for authority to expend 44,500 for the exection Park, but when Alderman Rinn said he understood the Park Commissioners had arranged to give the contract to a Brook-jan man the matter was postponed for a week.

as follows:

STATE OF NEW YORK ASSEMBLY CHAMBER,

My Dear Heymann: I have not beard from you in many moons. Would it not be well for the girls to take a week off. Mr. Lihou will arrange for the payment of all expenses is the country. In include yours. He is owing me, and I turn it in that way. I have also arranged, If you conclude to go, to be here on Saturday and as specific you. It will be a delightful trip by boas and train. We go up with them and stay over Senday, and then, If you conclude he will not be not be sended and train. We go up with them and stay over Senday, and then, If you conclude he will not up the send of the send of the week and I will try and be up there at the end of the week and return with you. Thus, S. F. KNEELAND.

Lihou admitted that he was aggrieved because Mr. Oakes had discontinued his services without paying his expenses and the \$1,000 bouns. A letter was put in evidence in which Lihou charges Oakes with breaking his word to him as a Mason and charged him with playing him for a "sucker."

Mr. Patterson brought out the fact that Lihou's dissatisfaction at his treatment by Mr. Oakes was responsible in a measure for his being a witness now for Mrs. Oakes.

Assembly man Kneeland, who was a witness yesterday, was recalled. He admitted having written both letters on Assembly paper. He would not deny having addressed Miss Durnagele as "my dear chuck," but thought he had not.

Mr. Kneeland gaid on his own account